

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

SEAN DEAN OGLE,

Plaintiff,

vs.

MONTANA STATE PRISON, ET
AL.,

Defendants.

CV 22-078-GF-BMM

ORDER

Plaintiff Sean Dean Ogle filed a 42 U.S.C. § 1983 Complaint alleging violations of his constitutional rights. (Doc. 2.) The Court screened the Complaint and determined that it fails to state a claim for relief and should be dismissed. (Doc. 7.) The Court provided Ogle with the opportunity to amend his Complaint. *Id.* He has not filed an Amended Complaint.

ORDER

Accordingly, **IT IS ORDERED** that:

1. Ogle's Complaint is DISMISSED, for failure to state a claim, as explained in the Court's prior order.
2. The Clerk of Court is directed to close this matter and enter judgment pursuant to Fed. R. Civ. P. 58.

3. Ogle's filing of this action counts as a strike against him within the meaning of 28 U.S.C. § 1915(g).

DATED this 8th day of December, 2022.

A handwritten signature in blue ink that reads "Brian Morris". The signature is written in a cursive style with a horizontal line extending from the end of the name.

Brian Morris, Chief District Judge
United States District Court